

PROOF

STATE OF IOWA

Senate Journal

WEDNESDAY, FEBRUARY 6, 2019

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JOURNAL OF THE SENATE

TWENTY-FOURTH CALENDAR DAY
FIFTEENTH SESSION DAY

Senate Chamber
Des Moines, Iowa, Wednesday, February 6, 2019

The Senate met in regular session at 9:00 a.m., President Schneider presiding.

Prayer was offered by Pastor Chuck De Voss, of the Life Point Assembly of God Church in Osceola, Iowa. He was the guest of Senator Sinclair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Senate Page Kate Hapgood.

The Journal of Tuesday, February 5, 2019, was approved.

BILLS REFERRED TO COMMITTEE

President Schneider announced that the following bills were referred from the Regular Calendar to the following committees under Rule 38:

SF 74	Ways and Means
SF 184	Ways and Means
SF 185	Veterans Affairs
SF 187	Ways and Means

ADJOURNMENT

On motion of Senator Whitver, the Senate adjourned at 9:13 a.m. until 9:00 a.m., Thursday, February 7, 2019.

APPENDIX

COMMUNICATION RECEIVED

The following communication was received in the office of the Secretary of the Senate and placed on file in the Legislative Services Agency:

DEPARTMENT OF HUMAN SERVICES

Medicaid Small Dollar Claims Audit Report, pursuant to 2018 Iowa Act, [SF 2418](#), section 128. Report received on February 6, 2019.

REPORTS OF COMMITTEE MEETINGS

APPROPRIATIONS

Convened: Wednesday, February 6, 2019, 11:30 a.m.

Members Present: Breitbach, Chair; Kraayenbrink, Vice Chair; Bolkcom, Ranking Member; Costello, Garrett, Greene, Guth, Lofgren, Lykam, Miller-Meeks, Ragan, Rozenboom, Schneider, Shipley, T. Taylor, and Wahls.

Members Absent: Celsi, Dotzler, Johnson, Koelker, and Mathis (all excused).

Committee Business: Distributed subcommittee assignments.

Adjourned: 11:35 a.m.

COMMERCE

Convened: Wednesday, February 6, 2019, 10:05 a.m.

Members Present: Chapman, Chair; Koelker, Vice Chair; Lykam, Ranking Member; Bisignano, Bolkcom, Breitbach, Brown, Johnson, Mathis, Miller-Meeks, Nunn, Petersen, Quirnbach, Sinclair, and R. Smith.

Members Absent: Dawson and Feenstra (both excused).

Committee Business: Distributed subcommittee assignments. [SSB 1021](#) passed with a voice vote. [SSB 1084](#) passed with a voice vote with Senator Quirnbach recorded as a Nay. [SF 25](#) passed with a voice vote.

Adjourned: 10:45 a.m.

HUMAN RESOURCES

Convened: Tuesday, January 15, 2019, 1:30 p.m.

Members Present: Miller-Meeks, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirnbach, and Ragan.

Members Absent: None.

Committee Business: Senator Bolkcom to present an amendment to the proposed committee rules. The amendment was stated, "The time and place of the subcommittee meetings shall be posted 24 hours in advance of the meeting. The chair may waive 24 hour posting before or after the subcommittee." Senator Miller-Meeks called for a vote on the amendment to the proposed committee rules. Senator Bolkcom requested a record roll-call vote. The secretary took roll. The amendment failed. Yeas: 5 (Mathis, Bolkcom, Jochum, Quirnbach, and Ragan); Nays: 8 (Miller-Meeks, Segebart, Carlin, Costello, Edler, Garrett, Greene, and Johnson). The chair recognized Senator Jochum to offer an amendment to the proposed committee rules. The amendment was stated, "All subcommittee meetings shall be open to the public." Senator Jochum requested a record roll-call vote. The chair called for a vote on the amendment to the proposed committee rules. The secretary took roll. The amendment failed. Yeas: 5 (Mathis, Bolkcom, Jochum, Quirnbach, and Ragan); Nays: 8 (Miller-Meeks, Segebart, Carlin, Costello, Edler, Garrett, Greene, and Johnson). The chair recognized Senator Quirnbach to offer an amendment to the proposed committee rules. The amendment was stated, "All germane amendments offered in committee shall be eligible for a vote." Senator Quirnbach requested that the wording of his amendment be recorded in the minutes. Senator Quirnbach requested a record roll-call vote. The chair called for a vote on the amendment to the proposed committee rules. The secretary took roll. The amendment failed. Yeas: 5 (Mathis, Bolkcom, Jochum, Quirnbach, and Ragan); Nays: 8 (Miller-Meeks, Segebart, Carlin, Costello, Edler, Garrett, Greene, Johnson). The chair called for a vote on the proposed committee rules. The secretary took roll. The committee rules passed the committee. Yeas: 8 (Miller-Meeks, Segebart, Carlin, Costello, Edler, Garrett, Greene, and Johnson); Nays: 5 (Mathis, Bolkcom, Jochum, Quirnbach, and Ragan).

Adjourned: 2:35 p.m.

ALSO:

Convened: Wednesday, January 23, 2019, 1:00 p.m.

Members Present: Miller-Meeks, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirnbach, and Ragan.

Members Absent: None.

Committee Business: Organizational meeting.

Adjourned: 1:05 p.m.

ALSO:

Convened: Monday, January 28, 2019, 3:30 p.m.

Members Present: Miller-Meeks, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Garrett, Greene, Jochum, Johnson, Quirmbach, and Ragan.

Members Absent: None.

Committee Business: Presentation from Linda Miller, Director of Iowa Department on Aging.

Adjourned: 4:00 p.m.

ALSO:

Convened: Wednesday, January 30, 2019, 3:00 p.m.

Members Present: Miller-Meeks, Chair; Segebart, Vice Chair; Mathis, Ranking Member; Bolkcom, Carlin, Costello, Edler, Greene, Johnson, and Ragan.

Members Absent: Garrett, Jochum, and Quirmbach (all excused).

Committee Business: Presentation from Marguerite Oetting, M.D., on birthing statistics regarding lawful permanent residents.

Adjourned: 3:15 p.m.

NATURAL RESOURCES AND ENVIRONMENT

Convened: Tuesday, February 5, 2019, 3:00 p.m.

Members Present: Rozenboom, Chair; Shipley, Vice Chair; Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach.

Members Absent: Hogg, Ranking Member (excused).

Committee Business: Passed [SF 46](#), as amended; passed [SF 47](#), as amended; and passed [SF 50](#).

Adjourned: 3:50 p.m.

TRANSPORTATION

Convened: Wednesday, February 6, 2019, 2:00 p.m.

Members Present: Kapucian, Chair; Brown, Vice Chair; Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach.

Members Absent: Danielson, Ranking Member (excused).

Committee Business: [SF 42](#), [SSB 1048](#), and [SSB 1049](#).

Adjourned: 3:00 p.m.

WAYS AND MEANS

Convened: Tuesday, February 5, 2019, 4:00 p.m.

Members Present: Feenstra, Chair; Dawson, Vice Chair; Jochum, Ranking Member; Behn, Bolkcom, Brown, Carlin, Dotzler, Edler, Schultz, R. Smith, Sweeney, and Wahls.

Members Absent: Chapman, Danielson, Nunn, and Quirmbach (all excused).

Committee Business: Minutes unanimously approved. Subcommittee assignments reviewed.

Adjourned: 4:05 p.m.

INTRODUCTION OF RESOLUTIONS

[Senate Concurrent Resolution 5](#), by Whitver, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

[Senate Resolution 3](#), by Whitver, a resolution for relating to permanent rules of the senate for the eighty-eighth general assembly.

Read first time under Rule 28 and referred to committee on **Rules and Administration**.

INTRODUCTION OF BILLS

[Senate File 194](#), by R. Taylor, a bill for an act requiring the natural resource commission to allow catfish to be taken by hand fishing and providing penalties.

Read first time under Rule 28 and referred to committee on **Natural Resources and Environment**.

[Senate File 195](#), by Boulton, R. Taylor, Quirnbach, Bolkcom, Petersen, Jochum, J. Smith, Wahls, Dotzler, and T. Taylor, a bill for an act relating to a family leave and medical leave insurance program that provides for paid, job-protected leave for certain family leave and medical leave reasons for eligible employees of specified employers.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 196](#), by R. Taylor, Bolkcom, Petersen, Ragan, Mathis, Jochum, J. Smith, Wahls, Boulton, Kinney, Bisignano, Celsi, and Dotzler, a bill for an act relating to cost-based reimbursement for critical access hospitals under the Medicaid program.

Read first time under Rule 28 and referred to committee on **Human Resources**.

[Senate File 197](#), by committee on Transportation, a bill for an act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 198](#), by committee on Natural Resources and Environment, a bill for an act relating to landowner wild turkey and deer hunting tags.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 199](#), by committee on Education, a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 200](#), by Bisignano, a bill for an act relating to retention and recertification elections for public employee collective bargaining units conducted by the public employment relations board.

Read first time under Rule 28 and referred to committee on **Labor and Business Relations**.

[Senate File 201](#), by Brown, a bill for an act relating to boards and commissions of the state.

Read first time under Rule 28 and referred to committee on **State Government**.

[Senate File 202](#), by committee on Natural Resources and Environment, a bill for an act relating to youth deer and youth wild turkey hunting licenses, and providing effective date and applicability provisions.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 203](#), by committee on Natural Resources and Environment, a bill for an act relating to stocking private waters and fishing on such waters.

Read first time under Rule 28 and **placed on calendar**.

[Senate File 204](#), by Nunn, a bill for an act providing for an affirmative defense to certain claims relating to personal information security breach protection.

Read first time under Rule 28 and referred to committee on **Judiciary**.

[Senate File 205](#), by Carlin, a bill for an act exempting from the state sales tax the purchase price of tangible personal property or specified digital products sold and services furnished to a nonprofit food bank.

Read first time under Rule 28 and referred to committee on **Ways and Means**.

[Senate File 206](#), by Carlin, a bill for an act requesting the establishment of a special education interim study committee.

Read first time under Rule 28 and referred to committee on **Education**.

[Senate File 207](#), by Schneider, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

Read first time under Rule 28 and referred to committee on **Education**.

STUDY BILLS RECEIVED

[SSB 1119](#) **Natural Resources and Environment**

Relating to administrative procedures within the department of natural resources.

[SSB 1120](#) **Natural Resources and Environment**

Relating to fee programs for permittee participation in lieu of required compensatory mitigation of stream and wetland impacts and making appropriations.

[SSB 1121](#) **Natural Resources and Environment**

Providing for the repeal of the honey creek premier destination park bond program.

[SSB 1122](#) **Natural Resources and Environment**

Relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

[SSB 1123](#) **Agriculture**

Establishing a partial property tax exemption for certain agricultural land planted with cover crops, providing penalties, and including applicability provisions.

[SSB 1124](#) **Local Government**

Concerning county supervisor representation plans.

SSB 1125 State Government

Repealing the requirement that a groundwater hazard statement be submitted with each declaration of value that is submitted to a county recorder in order to grant, assign, transfer, or convey real property.

SSB 1126 Labor and Business Relations

Relating to professional licensing by limiting the authority of cities and counties to enact or enforce certain professional or occupational licensing laws and relating to qualifications for holding professional licenses.

SUBCOMMITTEE ASSIGNMENTS**Senate Concurrent Resolution 2**

HUMAN RESOURCES: Greene, Chair; Miller-Meeks and Quirmbach

Senate Concurrent Resolution 4

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Celsi and Kapucian

Senate Joint Resolution 12

STATE GOVERNMENT: Chapman, Chair; Feenstra and T. Taylor

Senate File 74

WAYS AND MEANS: Feenstra, Chair; Dawson and Jochum

Senate File 147

HUMAN RESOURCES: Costello, Chair; Greene and Jochum

Senate File 148

HUMAN RESOURCES: Garrett, Chair; Mathis and Segebart

Senate File 156

HUMAN RESOURCES: Edler, Chair; Costello and Mathis

Senate File 162

STATE GOVERNMENT: Danielson, Chair; Chapman and R. Smith

[Senate File 163](#)

HUMAN RESOURCES: Edler, Chair; Jochum and Johnson

[Senate File 168](#)

HUMAN RESOURCES: Johnson, Chair; Costello and Ragan

[Senate File 169](#)

HUMAN RESOURCES: Segebart, Chair; Carlin and Quirnbach

[Senate File 181](#)

NATURAL RESOURCES AND ENVIRONMENT: Behn, Chair; Hogg and Kapucian

[Senate File 182](#)

WAYS AND MEANS: Feenstra, Chair; Dawson and Jochum

[Senate File 183](#)

LOCAL GOVERNMENT: Edler, Chair; Greene and J. Smith

[Senate File 184](#)

WAYS AND MEANS: Behn, Chair; Danielson and Schultz

[Senate File 187](#)

WAYS AND MEANS: Behn, Chair; Danielson and Schultz

[Senate File 190](#)

HUMAN RESOURCES: Costello, Chair; Carlin and Jochum

[Senate File 192](#)

WAYS AND MEANS: Feenstra, Chair; Bolcom and Brown

[SSB 1119](#)

NATURAL RESOURCES AND ENVIRONMENT: Kapucian, Chair; Celsi and Zumbach

[SSB 1120](#)

NATURAL RESOURCES AND ENVIRONMENT: Kapucian, Chair; Boulton and Zumbach

[SSB 1121](#)

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Boulton and Segebart

[SSB 1122](#)

NATURAL RESOURCES AND ENVIRONMENT: Rozenboom, Chair; Boulton and Cournoyer

[SSB 1123](#)

AGRICULTURE: Kapucian, Chair; Ragan and Sweeney

[SSB 1124](#)

LOCAL GOVERNMENT: Garrett, Chair; Lofgren and Quirnbach

[SSB 1125](#)

STATE GOVERNMENT: Feenstra, Chair; Bisignano and Chapman

[SSB 1126](#)

LABOR AND BUSINESS RELATIONS: Guth, Chair; T. Taylor and Whiting

FINAL COMMITTEE REPORTS OF BILL ACTION

EDUCATION

Bill Title: [SENATE FILE 199](#) ([SSB 1034](#)), a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 9: Sinclair, Cournoyer, Behn, Edler, Johnson, Kraayenbrink, Rozenboom, Sweeney, and Zaun. Nays, 6: Quirnbach, Celsi, Danielson, Lofgren, J. Smith, and Wahls. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

NATURAL RESOURCES AND ENVIRONMENT

Bill Title: [SENATE FILE 198](#) (formerly [SF 50](#)), a bill for an act relating to landowner wild turkey and deer hunting tags.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Rozenboom, Shipley, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

ALSO:

Bill Title: *[SENATE FILE 202](#) (formerly [SF 47](#)), a bill for an act relating to youth deer and youth wild turkey hunting licenses, and providing effective date and applicability provisions.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 12: Rozenboom, Shipley, Behn, Boulton, Celsi, Cournoyer, Kapucian, Lykam, Segebart, J. Smith, Sweeney, and Zumbach. Nays, none. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on [Senate File 202](#), and they were attached to the committee report.

ALSO:

Bill Title: *[SENATE FILE 203](#) (formerly [SF 46](#)), a bill for an act relating to stocking private waters and fishing on such waters.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 8: Rozenboom, Shipley, Behn, Cournoyer, Kapucian, Segebart, Sweeney, and Zumbach. Nays, 4: Boulton, Celsi, Lykam, and J. Smith. Absent, 1: Hogg.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.

*Pursuant to Rule 40, the Legislative Services Agency reported nonsubstantive changes to the members of the Natural Resources and Environment Committee on [Senate File 203](#), and they were attached to the committee report.

TRANSPORTATION

Bill Title: [SENATE FILE 197](#) (formerly [SF 58](#)), a bill for an act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations.

Recommendation: APPROVED COMMITTEE BILL.

Final Vote: Yeas, 13: Kapucian, Brown, Danielson, Breitbach, Cournoyer, Kinney, Koelker, Lykam, Shipley, J. Smith, T. Taylor, Whiting, and Zumbach. Nays, none. Absent, none.

Fiscal Note: NOT REQUIRED UNDER JOINT RULE 17.